



GARY R. HERBERT  
Governor

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Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

August 8, 2012

Shawn Nay  
D. J. N. Rockwall and Excavation, Inc.  
6078 West 13360 South  
Herriman, Utah 84065

Subject: Approval of Partial Release of Reclamation Surety, DJN Rockwall and Excavation, West Side Mine, S0350032, Salt Lake County, Utah

Dear Mr. Nay:

On July 20, 2012, I inspected the referenced mine site. The regrading work is adequate, but as discussed in the enclosed report, vegetation does not meet the requirements for the post mining land use because it consists primarily of weeds, especially cheatgrass and Scotch thistle. The Division of Oil, Gas and Mining has decided to release a portion of the surety, \$5000.00, and to retain \$3000.00 until the site meets revegetation standards.

The inspection report gives recommendations for establishing desirable vegetation although this may be difficult considering the highly competitive nature of cheatgrass. **Please document efforts you make to revegetate this site.** Take notes and photos of the work you do, and keep copies of seed tags. One of the success standards in the rules is that you complete revegetation within practical limits. If your revegetation efforts are done according to recommendations of revegetation experts, such as the Natural Resources Conservation Service (NRCS) or other experienced professionals, and if they are properly documented, the Division will be willing to apply this standard.

The inspection report also discusses payment of the permit fees and the fine of \$770.00 associated with an unpermitted site in Utah County, S/049/0056. The Division will need to receive payment for these two items before releasing the balance of the surety.

Please call me at 801-538-5261 or Leslie Heppler at 801-538-5257 if you have questions about this letter.

Sincerely,

Paul B. Baker

Minerals Program Manager

PBB:pb

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